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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91165449
Party	Defendant GoldWave Incorporated GoldWave Incorporated P.O. Box 51 CAX St. John's, Newfoundland, A1C 5H5
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Submission	Other Motions/Papers
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Date	10/10/2006
Attachments	GOLDWAVE - NOTICE OF EXAMINATION OF WITNESS BY WRITTEN QUESTIONS - 3 PAGES - 06-10-10.pdf (3 pages)(30499 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Application Serial No. 78/413775
For the Mark GOLDWAVE
Published in the Official Gazette on April 12, 2005

Bose Corporation,

Opposer,

v.

GoldWave Incorporated,

Applicant,

Opposition No. 91165449

NOTICE OF EXAMINATION OF WITNESS BY WRITTEN QUESTIONS

PLEASE TAKE NOTICE that commencing at 10:00 A.M. on October 19, 2006, pursuant to 37 C.F.R. § 2.123(a)(2) and 37 C.F.R. § 2.124(b)(1), (c) and (d)(1) of the Trademark Trial and Appeal Board Manual of Procedures (TBMP), the Applicant's representative and authorized officer, Mr. Christopher Craig, will be making a testimonial deposition upon written questions before an officer authorized to administer oaths and recorded by stenographic means, for use in the above-identified matter:

The name and residential address of the the Applicant's representative and authorized officer who will be questioned for this deposition is:

Mr. Christopher Craig
President, Goldwave Incorporated
174 Pine Line
Middle Cove, Newfoundland and Labrador A1C 5H5
CANADA

The deposition will take place at Metro Business Opportunities Office, 35 Blackmarsh Road, Robert Charles Anthony Building, Suite 107, St. John's, Newfoundland and Labrador, A1E 1S4, Canada, and will continue from day to day until completed.


A copy of the written propounded questions on behalf of the deposing party is herein attached.

The Exhibits to be relied upon during the deposition are:

- Exhibit 1. Copy of this Notice.
- Exhibit 2. Copy of www.ccrma.stanford.edu/ccrma/Courses/422/projects/WavesFormat! webpages (consisting of 4 pages)
- Exhibit 3. Copy of www.en.wikipedia.org/wiki/wave webpages (consisting of 2 pages)
- Exhibit 4. Copy of www.sonicspot.com/guide/wavefiles.html webpages (consisting of 10 pages)
- Exhibit 5. Copy of www.wave.com webpage.
- Exhibit 6. Copy of www.waves.com webpages (consisting of 2 pages)
- Exhibit 7. Copy of www.awave.com webpage
- Exhibit 8. Copy of www.webaim.org/index.jsp webpages (consisting of 2 pages)
- Exhibit 9. Copy of www.en.wikipedia.org/wiki/wave webpages (consisting of 5 pages)
- Exhibit 10. Copy of www.947wave.com webpages (consisting of 3 pages)
- Exhibit 11. Copy of www.thewavemedia.com webpages (consisting of 2 pages)
- Exhibit 12. Copy of www.goldwave.com audio software webpages (consisting of 3 pages)
- Exhibit 13. Copy of www.download.com/goldwave/3000-2170_4-10107438.html webpages (consisting of 4 pages)
- Exhibit 14. Copy of www.simtel.net webpages (consisting of 4 pages)

- Exhibit 15. Copy of www.simtel.net/products.php?id159197[sekiDlO[simtel.net] webpages
(consisting of 3 pages)
- Exhibit 16. Copy of www.sharewareriver.com/products/9938.htm webpage
- Exhibit 17. Copy of www.pemech.com/show/softwarereviews/3471 webpages (consisting of
2 pages)
- Exhibit 18. Copy of www.goldwave.com/audio-editing-software-
review.toptenreviews.com/goldwave-digital-audio-editor-review.html webpages
(consisting of 3 pages)

Date: Oct 21 10:21 AM 2006

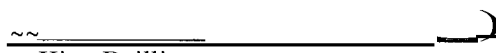

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Attorneys for Applicant
FLANSBERRY, MENARD & ASSOCIATES

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing NOTICE OF
EXAMINATION OF WITNESS has this 10th day of October 2006, been mailed by prepaid first
class mail to the below-identified Attorney at his/her place of business

Ms. Amy L. Brosius
FISH & RICHARDSON P.C.
225 Franklin Street
Boston, MA 02110 U.S.A.


Kim Baillie